

Appl. S.N. 10/674,495
Amdt. Dated May 22, 2006
Reply to Office Action of February 23, 2006

133545-1

REMARKS/ARGUMENTS

This amendment is responsive to the Office Action mailed February 23, 2006 wherein claims 1-14 and 16 are rejected. Claim 15 is objected to. Drawings were objected to. Claim 4 was rejected under 35 USC §112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention; claims 1-9 were rejected under 35 USC §102(b) as being anticipated by Baker, et al. (US 3,056,071). Claim 1 is rejected under 35 USC §102(b) as being anticipated by Philp (US 4,039,990). Claims 1-8, 11-14, and 16 are rejected under 35 USC §102(b) as being anticipated by Ermilov, et al. Claims 2-8 and 10 are rejected under 35 USC §103(a) as being unpatentable over Philp, in view of Baker, et al. Claim 15 is objected to as being dependent upon a rejected base claim. In this amendment, claims 1-10 and 13-14 were canceled and claims 11, 15 and 16 were amended. No new matter has been added.

Claims 11, 12, 15 and 16-34 remain pending in this application. Claims 17-34 have been withdrawn from consideration. Reconsideration in light of the above amendments and the following remarks is respectfully requested.

Claim 11 has been amended to incorporate the subject matter of claims 13 and 14. Claims 15 and 16 have been amended to properly identify dependency to claim 11. No new matter has been added.

Claims 1-10 have been canceled and therefore the rejection under 35 USC 102(b) over Philip and under 35 USC 102(a) over Philip and Baker have been obviated. Further, in view of the canceled claims the rejection of claim 4 under 35 USC 112, second paragraph and corresponding objection of the drawings with reference to the term "pancaked wrapped" coil have also been obviated.

The remaining rejection of Claims 11-14 and 16 under 35 USC §102 (b) on Ermilov et al. is respectfully traversed. The present invention, as claimed in independent claim 11, as amended, is patentable over the Ermilov reference. "Anticipation requires the disclosure in a single prior art reference of each element of the claim under consideration." W.L. Gore & Associates v. Garlock, Inc., 220 USPQ 303, 313 (Fed. Cir. 1983).

The Ermilov reference does not disclose each element of the present invention as claimed in claim 11. Specifically, the present invention claims a magnetizing assembly comprising a plurality of magnetizing coil units comprising a coiled copper sheet located in a housing, wherein the plurality of magnetizing coil units are stacked upon each other; and, either a top portion or a bottom portion of each housing includes an opening or a protrusion; and the protrusion on the

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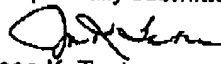
housing of one magnetizing coil unit is adapted to fit into the opening on the housing of an adjacent magnetizing coil unit in the assembly. The Ermilov reference does not teach or suggest the recited configuration having a plurality of housing wherein each housing includes an opening or a protrusion to fit into the opening of an adjacent magnetizing coil unit. By contrast, Figures 1 and 2 of Ermilov et al. relied upon by the Examiner merely show a stack of coaxially arranged coils and does not teach, suggest or show any means for connecting the coils and specifically does not show, teach or suggest Applicants' recited opening or protrusion for fitting with an adjacent coil unit. Therefore, the present invention, as claimed in Claim 11 is not anticipated by the Ermilov reference. Claims 12, 15 and 16 depend directly or indirectly from claim 11, respectively. Accordingly, Applicants submit that claims 12, 15 and 16 are allowable by dependency.

Therefore, as stated above, the present invention, as claimed in Claims 11 are patentable over the Ermilov reference. Thus, it is respectfully requested that the rejection of Claims 11, 12 and 15-16 under 35 USC §102 be withdrawn.

In view of the foregoing amendment and for the reasons set out above, Applicants respectfully submit that the application is in condition for allowance. Favorable reconsideration and prompt allowance of the application are respectfully requested.

Should the Examiner believe that anything further is needed to place the application in condition for allowance, the Examiner is requested to contact Applicants' undersigned representative at the telephone number below.

Respectfully submitted,


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